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## PLAINTIFFS

## DEFENDANTS

COMMERCE BANK OF KANSAS CITY,  
MISSOURI, N.A.,

FIRST BANK AND TRUST COMPANY,  
SAND SPRINGS, OKLAHOMA, An  
Oklahoma banking corporation

## CAUSE

Action upon debt

James Borthwick  
Charles A. Schliebs

## ATTORNEYS

Blackwell, Sanders, Matheny,  
Weary and Lombardi  
Five Crown Center, 2480 Pershing Rd.  
Kansas City, Missouri 64108  
516-4-1111

James V. Collins  
Robinson, Boese & Davidson  
P. O. Box 1046  
Tulsa 74101 583-1232

Louis W. Bullock  
Frank Gregory # 049  
Chapel, Wilkinson, Riggs & Abney  
1640 South Boston 1401 S. Boulevard  
Tulsa, Okla. 74119 Kansas Bldg.  
587-3161

☐ CHECK  
HERE  
IF CASE WAS  
FILED IN  
FORMA  
PAUPERIS

## FILING FEES PAID

DATE

RECEIPT NUMBER

C.D. NUMBER

## STATISTICAL CARDS

CARD	DATE MAILED
JS-5	121-77
JS-6	6-1-78

DATE	NR.	PROCEEDINGS
12-3-76 12-7-76	1.	Complaint, filed. Summons issued. hm Summons, ret. & filed: served First Bk. & Tr. Co., Sand Springs by serving Jimmie L. Hardeman, Cashier, 12-6-76. (USM \$4.92)g
12-22	2.	Motion of def. for ext. of time to plead or ans., filed. rm 0 to J
12-27	3.	Order, filed, granting deft. until 1-11-77 to ans. or plead.s (AEB-J) cps. mld.
1-11	4.	Deft's motion to dismiss or alternatively to stay, filed.s
1-11	5.	Deft's brief in support of motion to dismiss or alternatively to stay, filed.s
1-12	MO	It is ordered by the Court that the pltf. file a responsive brief within ten (10) days to deft's mot. to dismiss or alternatively to stay.s (AEB-J) cps. mld.
1-24	6.	Pltf's mot. to respond to deft's mot. to dismiss 2-1-77, filed.k
1-24	7.	Pltf's suggestions in support of mot. for time to respond, filed.k 0
1-25	8.	Order, filed, granting pltf. til 2-1-77 to respond to deft's mot. to dismiss. (AEB-J)k cps mld
1-31	9.	Brief in opposition to deft's motion to dismiss, filed. lm
5-11	MO:	Case referred to Magistrate Robert S. Rizley for Findings and Recommendations on all motions, (AEB-J)jj
6-8	MO	Case set for hrg. before Mag. on Deft's motion to dismiss or alternatively to stay on 6-24-77 at 2:00 p.m. (RSR-Mag)k ntc by KT
6-24	Min	Case called for hrg. on deft's mot. to dismiss or to stay. Parties represented. Motion taken under advisement. Mag. to prepare findings and recommendations. (RSR-Mag)k
9-13	MO:	It is recommended that Deft's motion to dismiss or alternatively to Stay be overruled & pltf. is to prepare Findings & Recommendations of the Mag. w/in 10 days from this date. (RSR-Mag)b ltr by KT
9-23	MO	Pltf. counsel is granted an additional 7 days to submit F&R of the Mag. (RSR-Mag)k ntc by KT
10-14	10.	Findings and Recommendations of Magistrate, fld. (RSR-Mag)v (o)
10-25	11	Defts. objections to F/R of the Mag. fld. ho
10-25	12	Defts. brief in supp. of Objection to F/R of the Mag. fld. ho
10-26	MO	It is ordered that the Pltf. is granted 10 days to file a responsive brief to Defts. objections to F/R of Mag. (AEB-J) cps mld. ho
11-7	13	Pltf. appl. for enlargement of time to file a responsive brief to Defts. obj. to F/R of Mag. fld. ho 0 to J.
11-8	14.	Order, filed, granting pltf. until 11-11-77 to respond to deft's obj. to F&R of the Mag. (AEB-J)k cps mld to movant
11-14	15	Pltfs. brief opposing Defts. obj. to F&R of Mag. fld. ho
12-14	16	Deft. request for oral argument on Defts. mot. to dismiss or alternatively to stay. fld. ho
12-14	17	Deft. brief in supp. of request for oral argument. fld. ho
<u>1978</u>		
1-6	MO	It is ordered that the Pltf. is granted 10 days to file a responsive brief to Deft. request for oral argument on Defts. mot. to dismiss or alternatively to stay. (AEB-J) ho
1-23	18	Pltf. memorandum opposing oral argument. fld. ho
1-25	19	Pltfs. memorandum opposing oral argument. fld. ho.
3-21	20	Order, fld. It is ordered that the Defts. mot. to dismiss or alternatively to stay is overruled. It is further ordered that the obj. to F/R of Mag. are overruled. It is further ordered that the request for oral argument is denied. (AEB-J)ho c/m

1-20 Resp to be filed to day

## CIVIL DOCKET CONTINUATION SHEET

FPI-MAR

PLAINTIFF

DEFENDANT

DOCKET NO. 76-C-606

Commerce Bank of KS City, MO

First Bank &amp; Trust Co., SS

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1978

NR.

PROCEEDINGS

4-11

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Deposition of Jimmie Lea Hardeman, taken on behalf of Pltff., before Marydell Shilling, C.S.R., w/ cost of \$73.50, filed.k

5-3

MO:

Case is set for disposition before Mag. Rizley on 5-26-78, 9:30 A.M., for failure of deft. to answer, due 3-31-78.(RSR-Mag) b nts mld

5-24

21.

Stip. for dismissal with prejudice, filed. lm (O to J)

5-24

22

Order of dismissal with prejudice, filed & entered. (AEB-J)k cps mld  
Case called for disposition for failure of deft. to answer. No parties present, due to Stipulation for dismissal w/prejudice being filed on 5-24-78.(RSR-Mag) b

5-26

PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS
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